

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

LOUIS A. WYDO,

Plaintiff,

v.

NORTHWEST TRUSTEE
SERVICES, INC., et al.

Defendants.

NO: 14-CV-0140-TOR

ORDER OF VOLUNTARY
DISMISSAL WITHOUT PREJUDICE

BEFORE THE COURT is Plaintiff's Motion to Dismiss (ECF No. 12) and Defendant Green Tree Servicing LLC's Motion to Dismiss for Failure to State a Claim (ECF No. 7). Plaintiff, acting pro se, filed a motion to dismiss stating that the property which was the subject of this action was sold at auction, and the case is now moot. As Defendants have neither filed an answer nor moved for summary judgment, Plaintiff has an absolute right to voluntarily dismiss this case. Fed. R. Civ. P. 41(a)(1)(A)(i).

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1 **ACCORDINGLY, IT IS HEREBY ORDERED:**

2 1. Plaintiff's Motion to Dismiss (ECF No. 12) is **GRANTED**. All claims
3 and causes of action in this matter are **DISMISSED** without prejudice.

4 2. Defendant Green Tree Servicing LLC's Motion to Dismiss for Failure to
5 State a Claim (ECF No. 7) is **DENIED** as moot.

6 The District Court Executive is hereby directed to enter this Order, furnish
7 copies to counsel for Defendants and Plaintiff, and **CLOSE** the file.

8 **DATED** November 3, 2014.



Thomas O. Rice
THOMAS O. RICE
United States District Judge